



#8  
00  
0377103

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: DON WHITEHEAD, ET AL. )  
)  
SERIAL NUMBER: 09/431,737 )  
)  
FILED: November 1, 1999 ) ART UNIT  
) 2121  
)  
) EXAMINER  
FOR: MAN MACHINE INTERFACE ) THOMAS K. PHAM  
)  
)  
FOR POWER MANAGEMENT )  
)  
CONTROL SYSTEMS )

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

MAR 07 2003

Technology Center 2100

**RESPONSE TO OFFICE ACTION**

Sir:

Please reconsider the outstanding rejection of September 24, 2002 in view of the following remarks:

**REMARKS**

Claims 1-11 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-10 and 14 of U.S. Patent No. 5,668,148, which is commonly owned with the subject application. Applicants submit herewith a timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome this rejection. See 37 CFR 1.130(b).

In view of the above remarks, Applicants respectfully request reconsideration of the outstanding rejections. Should any issue remain that can be resolved by telephone, the Examiner is invited to contact the undersigned.

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**Applicant(s): **Don Whitehead, et al.**

Docket No.

**41PR-7349**Serial No.  
**09/431,737**Filing Date  
**11-01-1999**Examiner  
**Thomas K. Pham**Group Art Unit  
**2121**Invention: **MAN MACHINE INTERFACE FOR POWER MANAGEMENT CONTROL SYSTEMS**I hereby certify that this **Amendment, Check - \$110.00, Check - \$410.00, Check - \$180.00 and postcard**  
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

**February 24, 2003**

(Date)

**Tammie Lanthier**

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)**RECEIVED****MAR 07 2003****Technology Center 2100**

Note: Each paper must have its own certificate of mailing.